

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CALIFORNIA SPORTFISHING
PROTECTION ALLIANCE,

Plaintiff,

v.

KATHLEEN ALLISON, in her official
capacity as the Secretary of the California
Department of Corrections and
Rehabilitation,

Defendant.

No. 2:20-cv-02482-WBS-AC

ORDER

COUNTY OF AMADOR, a public agency
of the State of California,

Plaintiff,

v.

KATHLEEN ALLISON, in her official
capacity as the Secretary of the California
Department of Corrections; PATRICK
COVELLO, in his official capacity as the
Warden of the California Department of
Corrections and Rehabilitation Mule Creek
State Prison,

Defendants.


1 Pending before the court is plaintiffs' motion to compel Rule 30(b)(6) deposition of
2 CDCR. This discovery matter was referred to the undersigned pursuant to E.D. Cal. R. ("Local
3 Rule") 302(c)(1). The motion was set for hearing on the papers on September 28, 2022, before
4 the undersigned. ECF Nos. 63, 64. This discovery matter was referred to the undersigned
5 pursuant to E.D. Cal. R. ("Local Rule") 302(c)(1).

6 Local Rule 251(b) establishes requirements for any party bringing a motion pursuant to
7 Federal Rules of Civil Procedure 26 through 37, including the requirement that the parties meet
8 and confer and file a joint discovery statement. Here, no joint discovery statement was filed
9 despite the statement in the notice of motion that a joint statement was forthcoming. ECF No. 63
10 at 3. Additionally, there is no indication that the parties have met and conferred regarding the
11 instant dispute. Because plaintiffs, the moving parties, did not satisfy Local Rule 251(b)'s meet
12 and confer requirement and the joint discovery statement requirement, the motion to compel will
13 be denied without prejudice. See e.g., U.S. v. Molen, 2012 WL 5940383, at *1 (E.D.Cal. Nov.
14 27, 2012) (where a party fails to comply with Local Rule 251, discovery motions are denied
15 without prejudice to re-filing).

16 For the reasons state above, IT IS HEREBY ORDERED that plaintiffs' motion to
17 compel, ECF No. 63, is DENIED without prejudice.

18 IT IS SO ORDERED.

19 DATE: October 5, 2022

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21 ALLISON CLAIRE
22 UNITED STATES MAGISTRATE JUDGE
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